

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

CITIBANK, N.A, AS TRUSTEE,)
)
Plaintiff,)
)
v.)
)
JOHN P. PHELAN, WENDY M. PHELAN,)
THE UNITED STATES OF AMERICA,)
O'CALLIGHAN CONSTRUCTION)
COMPANY, AND THE)
COMMONWEALTH OF)
MASSACHUSETTS' DEPARTMENT OF)
REVENUE,)
)
Defendants, and)
)
DAVID LA BRIE,)
)
Defendant and Cross-claimant)

Civil Action No. 4:05-CV-40045-FDS

CERTIFICATE OF SERVICE OF

**DECLARATION OF WILLIAM M. PALMER, ESQ. OF FAILURES OF CROSS-
CLAIM DEFENDANTS JOHN D. PHELAN, WENDY M. PHELAN, O'CALLAHAN
CONSTRUCTION COMPANY AND THE COMMONWEALTH OF
MASSACHUSETTS' DEPARTMENT OF REVENUE TO PLEAD OR OTHERWISE
DEFEND AGAINST THE CROSS-CLAIMS OF DAVID LA BRIE AND REQUEST FOR
ENTRY OF DEFAULTS BY THE CLERK**

UPON JOHN D. PHELAN

I hereby certify that a true and accurate copy of the above-titled paper (docket no. 16) was served by first-class mail on this 13th day of June on John. D. Phelan; 1 Catacunamaug Road; Shirley, MA; 01464.

/S/ William M. Palmer

June13, 2005

WILLIAM M. PALMER

DATED